



North Carolina Department of Health and Human Services  
Division of Health Service Regulation

Roy Cooper  
Governor

Dempsey E. Benton  
Interim Secretary DHHS

Mark Payne, Director  
Health Service Regulation

**\*CORRECTED\***

January 24, 2017

Angel Stansbury  
LHC Group  
901 Hugh Wallis Road South  
Lafayette, LA 70508

**Exempt from Review – Acquisition of Facility**

**Record #:** 2113  
**Facility Name:** Harris Palliative Care and Hospice  
**Type of Facility:** Hospice  
**FID #:** 140066  
**Acquisition by:** North Carolina In-Home Partner-II, LLC  
**Business #:** 2531  
**County:** Jackson

Dear Ms. Stansbury:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your letter of November 30, 2016, the above referenced proposal is exempt from certificate of need review in accordance with N.C. Gen. Stat. §131E-184(a)(8). Therefore, North Carolina In-Home Partner-II, LLC may proceed to acquire the above referenced health service facility without first obtaining a certificate of need. However, you need to contact the Agency's Acute and Home Care Licensure and Certification Section to obtain instructions for changing ownership of the existing facility. Note that pursuant to N.C. Gen. Stat. §131E-181(b): "*A recipient of a certificate of need, or any person who may subsequently acquire, in any manner whatsoever permitted by law, the service for which that certificate of need was issued, is required to materially comply with the representations made in its application for that certificate of need.*"

It should be noted that this Agency's position is based solely on the facts represented by you and that any change in facts as represented would require further consideration by this Agency and a

**Healthcare Planning and Certificate of Need Section**

[www.ncdhhs.gov](http://www.ncdhhs.gov)

Telephone: 919-855-3873 • Fax: 919-715-4413

Location: Edgerton Building • 809 Ruggles Drive • Raleigh, NC 27603

Mailing Address: 2704 Mail Service Center • Raleigh, NC 27699-2704

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Angel Stansbury  
January 24, 2017  
Page 2

separate determination. If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,



Julie Halatek  
Project Analyst



Martha J. Frisone  
Assistant Chief, Certificate of Need

cc: Acute and Home Care Licensure and Certification Section, DHSR  
Paige Bennett, Assistant Chief, Healthcare Planning, DHSR



**North Carolina Department of Health and Human Services  
Division of Health Service Regulation**

Pat McCrory  
Governor

Richard O. Brajer  
Secretary DHHS

Mark Payne, Director  
Health Service Regulation

December 13, 2016

Angel Stansbury  
LHC Group  
901 Hugh Wallis Road South  
Lafayette, Louisiana 70508

**Exempt from Review – Acquisition of Facility**

**Record #:** 2113  
**Facility Name:** Haywood Hospice & Palliative Care  
**Type of Facility:** Hospice  
**FID #:** 140066  
**Acquisition by:** North Carolina In-Home Partner-II, LLC  
**Business #:** 2531  
**County:** Jackson

Dear Ms. Stansbury:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) determined that based on your letter of November 30, 2016, the above referenced proposal is exempt from certificate of need review in accordance with G.S 131E-184(a)(8). Therefore, North Carolina In-Home Partner-II, LLC may proceed to acquire the above referenced health service facility without first obtaining a certificate of need. However, you need to contact the Agency's Acute and Home Care Licensure and Certification Section to obtain instructions for changing ownership of the existing facility. Note that pursuant to G.S. 131E-181(b): *"A recipient of a certificate of need, or any person who may subsequently acquire, in any manner whatsoever permitted by law, the service for which that certificate of need was issued, is required to materially comply with the representations made in its application for that certificate of need."*

It should be noted that this Agency's position is based solely on the facts represented by you and that any change in facts as represented would require further consideration by this Agency and a separate determination. If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Celia C. Inman  
Project Analyst

Martha J. Frisone  
Assistant Chief, Certificate of Need

cc: Acute and Home Care Licensure and Certification Section, DHSR  
Paige Bennett, Assistant Chief, Healthcare Planning, DHSR



**Healthcare Planning and Certificate of Need Section**

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home health • hospice • long-term acute care • community-based services

2113

November 30, 2016

**Via Federal Express**

Certificate of Need Section  
Division of Health Service Regulation  
North Carolina Department of Health & Human Services  
2704 Mail Service Center  
Raleigh, NC 27699-2704



**Re: Notice of Exempt Acquisition of an Existing Health Service Facility Pursuant to N.C. Gen. Stat. §131E-184(a)(8) 140066**

To Whom It May Concern:

I am writing on behalf of North Carolina <sup>2531</sup>In-Home Partner-II, LLC to provide notice of the exempt acquisition of DLP Harris Regional Hospital, LLC d/b/a Harris Palliative Care and Hospice.

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The current owner of Harris Palliative Care and Hospice (license # HOS4650) is DLP Regional Hospital, LLC. As a result of the acquisition, the assets for this facility will be transferred to a new Limited Liability Company called North Carolina In-Home Partner-II, LLC. The anticipated closing date for this transaction is January 1, 2017.

The CON Law provides that, upon receiving prior written notice, the CON Section shall exempt from CON review the acquisition of "an existing health service facility, including equipment owner by the health service facility at the time of acquisition." N.C. Gen. Stat. §131E-184(a)(8). The CON Law further provides that a hospice agency is a type of health service facilities. See N.C. Gen. Stat. §131E-176(9b).

Can you please provide written confirmation that the acquisition of Harris Palliative Care and Hospice as described above is exempt from CON review?

Should you have any questions or require additional information regarding this matter, please contact me at (337) 769-0714 or via e-mail at [angel.stansbury@lhcgroupp.com](mailto:angel.stansbury@lhcgroupp.com).

Sincerely,

*Angel Stansbury*

Angel Stansbury  
Senior Corporate Paralegal 1208

Enclosures